

### **REMARKS**

In a Requirement for Restriction issued on November 17, 2004, the Examiner restricted the examination of claims 1-54 in this application. Specifically, the Examiner required Applicant to elect between claims 1-33 (Groups I and II), which are drawn to a plurality of capacitive memory elements and an integrated circuit device, claims 34-46 (Group III), which are drawn to an electronic device, and claims 47-54 (Group IV), which claim a semi-conductor process.

As an initial matter, Applicant has corrected a misnumbering in the original claims as filed. Specifically, Applicant accidentally reused claim numbers 24, 25, and 26. Accordingly, Applicant has renumbered the claims following the first instance of claim 26 to correct this error. As such, the total number of claims has now increased by three, and Groups I and II now comprise claims 1-37, Group III now comprises claims 37-49, and Group IV now comprises claims 50-57. As Applicant has cancelled claims 37-57, no fee should be due in regard to this renumbering.

Although Applicant does not concede the correctness of the requirement to restrict, Applicant elects to prosecute the claims of Groups I and II (claims 1-37). Therefore, Applicant has cancelled the claims in Groups III and IV (claims 37-57) with traverse and without prejudice to Applicant's right to include those claims in a divisional application.

If the Examiner believes that a telephonic interview will help speed this application towards issuance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David" followed by a stylized, sweeping flourish.

Date: December 16, 2004

---

David M. Hoffman  
Reg. No. 54,174  
FLETCHER YODER  
P.O. Box 692289  
Houston, TX 77269-2289  
(281) 970-4545